(37)

HIGH COURT OF CHHATTISGARH AT BILASPUR

Single Bench : Hon'ble Shri H.L. Dattu, C.J.

Writ Petition No.438 of 2005

Petitioner Hemant Kumar S/o Hari Singh, aged 37 years, Waterman in Govt. Aadiwasi Hostel, Bhatagaon, P.S.Ranchirai, Distt. Durg (C.G.).

versus

Respondents

1. State of Chhattisgarh, through Secretary, Schedule Tribes, Schedule Castes and other backward class welfare Department, Raipur (C.G.).
2. Collector, Durg, District Durg (C.G.).

Present : Ms. Sushma Chandel, counsel for the petitioner.
Shri N.K. Agrawal, Dy. A.G. for the respondents.

ORAL ORDER

(Passed on 21st March, 2007)

The case of the petitioner is that he was appointed as a Peon (Class-IC employee) in Pre-Matric Aadivasi Boys Hostel, Arkar, District Durg on 12.08.1992 under 'Anusuchit Jati/Janjati Vishesh Bhartiya Abhiyan' by the concerned Collector as per merit list prepared by the selection committee. The grievance of the petitioner in this writ petition is that the respondents have not regularized his services till date. The petitioner had filed a representation to the Collector, Durg in this regard and that has not been decided. The petitioner made several requests for regularization of his services in oral and written form, but the authority is not ready to take any positive action. He had filed a representation to the Collector, Durg on 17.09.2004.

(2) In this petition filed under Article 226 of the Constitution of India, the relief sought for by the petitioner is as under :

"This Hon'ble Court kindly be pleased to direct the respondents to pay the petitioner regular pay-scale with arrears of pay since 1992 or after 1992 making regularization."

(3) In my opinion, the responsible respondents ought to have considered the grievances of the petitioner made in his representation. Since that has not been done, a direction requires to be issued to the respondents. Accordingly, the following

ORDER

(i) The writ petition is disposed of.

(ii) A direction is issued to the competent authority before whom the representation said to have been filed by the petitioner is pending, to consider the same and pass an appropriate order in accordance with law, within six months from the date of receipt of a copy of this order. Ordered accordingly.

Sd/-
Chief Justice